

UTILITY PATENT APPLICATION TRANSMITTAL (only for continuation and divisional applications under 37 CFR 1.53(b))

Client-Matter No.: 66671-044 (P-SC 5712) Prior Application Info: Examiner: Not yet assigned Group/Art Unit: Not yet assigned Confirmation No.: Not

yet assigned

Address to: Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE, AND IS ADDRESSED TO: MAIL STOP PATENT APPLICATION, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-145.

PUAL CHOI
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This is a request for filing a X continuation divisional

application under 37 CFR 1.53(b), of pending prior application serial no. 10/616,410, filed July 8, 2003, (list only immediate prior application).

Title: NIMA INTERACTING PROTEINS Inventor(s)(full name of each inventor): Tony Hunter and Kun Ping Lu No abandonment of, or termination of proceedings, has occurred in

the above-identified prior application.

1.	<u>X</u>	An application based on the prior application as filed and containing no new matter is enclosed, consisting of:						
		<pre>1 page application cover sheet 47 pages of specification (includes claims and</pre>						
		abstract) 10 sheets of drawing(s).						
2.	<u>x</u>	2 pages of a copy of the oath or declaration as						

- originally filed on March 24, 1999, in prior application (37 CFR 1.63(d)), U.S. serial no. 09/275,900, filed March 24, 1999, is enclosed.
- A signed statement DELETING inventor(s) named in the prior application (37 CFR 1.63(d)(2) and 1.33(b)) is attached.

4.	 Nucleotide and/or Amino Acid Sequence Submission is enclosed:
	<pre>computer readable copy of sequence listing paper copy of sequence listing, pages through</pre>
	Statement Under

Inventors: Hunter and Lu

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Request	to Us	se Comput	ter	Readable	Form	of	Sequence
 Listing	From	Another	App	plication			
Other:							

- 5. X Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under item no. 2 of this form, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference herein.
- 6. \_\_\_ Enter the unentered amendment previously filed on under 37 CFR 1.116 in the prior application.
- 7. X A preliminary amendment is enclosed.
- 8. Small entity status:
  - a. \_\_\_ A small entity statement is enclosed.
  - b. X A small entity statement was filed in prior application serial no. 08/555,912, and such status is still proper and desired.
  - c. \_\_\_ is no longer claimed.
- 9. X Amend the specification by:
  - \_X inserting before the first paragraph on page 1: or
    deleting the paragraph on page 1 regarding related
    applications and inserting therefor:

This application is a continuation of U.S. application serial no. 10/616,410, filed July 8, 2003, which is a continuation of U.S. application serial no. 09/275,900, filed March 24, 1999, now U.S. patent no. 6,596,848, which is a divisional of U.S. application serial no. 09/066,074, filed April 24, 1998, now U.S. patent no. 5,952,467, which is a divisional of U.S. application serial no. 08/555,912, filed November 13, 1995, now U.S. patent no. 5,972,697.

- 10. X Cancel in this application original claims 2 and 3 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
- 11. The prior application is assigned of record to The Salk Institute for Biological Studies.
- 12. The power of attorney in the prior application is to David A. Gay, Registration No. 39,200.
- 13. \_\_\_\_ A copy of a change in power of attorney or authorization of agent as filed in the prior application (37 CFR 1.63(d)(4)) is enclosed.
- 14. X A return receipt postcard is enclosed.
- 15. \_\_\_ A Patent Application Bibliographic Data Sheet is enclosed.

Inventors: Hunter and Lu

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16.	 Request for Nonpublication and Certification is enclosed.
17.	 A copy of the Petition for Extension of Time filed on in prior application serial number is enclosed.
18.	Also enclosed:

The filing fee is calculated below:

	NUMBER FILED		NUMBER EXTRA		RATE	FEE
TOTAL CLAIMS	15- 20	_	0	x	\$9 \$18	\$0.00
INDEPENDENT CLAIMS	=	0	×	\$42 \$84	\$0.00	
MULTIPLE DEPENDENT CLAIMSYESX NO					\$140 \$280	\$0.00
BASIC FEE					\$375 \$750	\$375.00
TOTAL FEE					•	\$375.00

- 19. X Please charge my Deposit Account No. 502624 in the amount of \$375.00. A duplicate copy of this sheet is enclosed.
- 20. \_\_\_\_ The filing fee is not enclosed. Do not charge our deposit account.
- 21. X The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. 502624. A duplicate copy of this sheet is enclosed.

Address all future communications to:

David A. Gay
McDERMOTT, WILL & EMERY
4370 La Jolla Village Drive, 7<sup>th</sup> Floor
San Diego, California 92122
telephone: (858) 535-9001
facsimile: (858) 535-8949

Respectfully submitted,

Date: <u>August 25, 2003</u>	Del a.Con
	David A. Gay
	Registration No. 39,200
	Attorney for Applicant
	McDERMOTT, WILL & EMERY
	4370 La Jolla Village Drive
	7 <sup>th</sup> Floor
	San Diego, California 92122
inventor(s)	X attorney of record
assignee of complete	filed under Sec. 1.34(a)

Document: A copy of the declaration as originally filed on March 24, 1999 Attorney Client-Matter No: 66671-044 (P-SC 5712)

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PAUL CHOI

Printed Name of Person Mailing Paper or Fee

Signature of Person Mailing Paper or Fee